

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2009-397-T - ORDER NO. 2010-262

APRIL 9, 2010

IN RE:	Application of Richard Johnson d/b/a	)	ORDER GRANTING
	Johnson's Moving for a Class E (Household	)	CLASS "E" MOTOR
	Goods) Certificate of Public Convenience	)	CARRIER CERTIFICATE
	and Necessity for Operation of Motor	)	OF PUBLIC
	Vehicle Carrier	)	CONVENIENCE AND
		)	NECESSITY

This matter comes before the Public Service Commission of South Carolina ("Commission") on the Application of Richard Johnson d/b/a Johnson's Moving ("Johnson" or "Applicant") for a Class E (Household Goods) Certificate of Public Convenience and Necessity. Johnson is seeking authority to move household goods in Charleston, Berkeley, and Dorchester Counties, South Carolina. Pursuant to 26 S.C. Code Regs. 103-821(C)(3)(a), the Applicant published notice of filing in the *Post and Courier* newspaper on October 6, 2009. No parties intervened, and a hearing on the Application was held on March 3, 2010, in the offices of the Commission.

The parties at the hearing included the Applicant, Richard Johnson, and the Office of Regulatory Staff ("ORS"), represented by Jeff Nelson, Esquire. George Parker, manager of the ORS Transportation Department, testified for ORS. During the hearing, Johnson testified to his prior experience moving household goods and that he was aware of and intended to comply with the Commission's regulations concerning household goods movers. For ORS, Parker testified that he found Johnson's application to be in

order. Parker also stated that he performed an inspection and found Johnson's equipment to be acceptable.

The Commission finds the Application to be in order. Additionally, we conclude that the Applicant has demonstrated that it is fit, willing, and able to operate as a household goods mover with authority in Berkeley, Charleston, and Dorchester Counties pursuant to S.C. Code Ann. § 58-23-330 (Supp. 2009) and 26 S.C. Code Ann. Regs. 103-133 (Supp. 2009). Furthermore, we find that the public convenience and necessity is not already being served by existing authorized service. Therefore, the Application of Richard Johnson d/b/a Johnson's Moving should be granted.

IT IS THEREFORE ORDERED:

1. The Application of Richard Johnson d/b/a Johnson's Moving for a Class E Certificate of Public Convenience and Necessity is approved for the Applicant to transport household goods between points and places in Berkeley, Charleston, and Dorchester Counties, South Carolina.

2. Johnson shall file with the Office of Regulatory Staff the proper insurance, safety rating, and other information required by S.C. Code Ann. Section 58-23-10 et. seq. (1976), as amended, and by 26 S.C. Code Ann. Regs. 103-100 through 103-241 of the Commission's Rules and Regulations for Motor Carriers, as amended, and 23A S.C. Code Ann. Regs. 38-400 through 38-503 of the Department of Public Safety's Rules and Regulations for Motor Carriers, as amended, within sixty (60) days of the date of this Order, or within such additional time as may be authorized by the Commission.

3. Upon compliance with S.C. Code Ann. Section 58-23-10 et. seq. (1976),

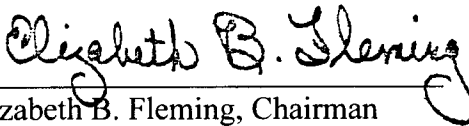
as amended, and the applicable Regulations for Motor Carriers, S.C. Code Ann. Regs. Vol. 26 (1976), as amended, a Certificate shall be issued by the Office of Regulatory Staff authorizing the motor carrier services granted herein.

4. Prior to compliance with the above-referenced requirements and receipt of a Certificate, the motor carrier services authorized by this Order shall not be provided.


5. Failure of the Applicant to either (1) complete the certification process by complying with the Office of Regulatory Staff requirements of causing to be filed with the Commission proof of appropriate insurance and an acceptable safety rating within sixty (60) days of the date of this Order or (2) to request and obtain from the Commission additional time to comply with the requirements of the Commission as stated above, may result in the authorization approved in the Order being revoked.

6. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
Elizabeth B. Fleming, Chairman

ATTEST:

  
John E. Howard, Vice Chairman

(SEAL)